

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: ETHICON, INC.
PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO CASES
IDENTIFIED ON EXHIBIT A

**TRANSFER ORDER
FOR CASES ON EXHIBIT A**

The individual cases on Exhibit A were directly filed in the United States District Court for the Southern District of West Virginia and are related to MDL 2327 (“Ethicon MDL”), 2:12-md-2327, one of seven MDLs assigned to me by the Judicial Panel on Multidistrict Litigation and totaling over 100,000 cases since inception. Of the approximately 39,616 cases originally filed in or transferred to the Ethicon MDL, 1182 remain. Of the remaining 1,182 cases, 59 are listed on Exhibit A and are ready to be transferred to the appropriate jurisdiction. In particular, the time to conduct discovery is complete in the cases on Exhibit A, and the parties have had time to file dispositive and *Daubert* motions, responses and replies. For the convenience of the parties and in order to promote the final resolution of these cases, it appears to the court that the cases would be more expeditiously concluded in the venues from which they arise. The parties have indicated collectively to the court or the court has determined that proper venue resides in the United States District Courts identified in Exhibit A. ***Upon transfer, I urge the receiving court to immediately set these cases for trial without reopening discovery. Further discovery will only result in unjust delay. Extensive development of these cases over a period of years has made such further action completely unnecessary.***

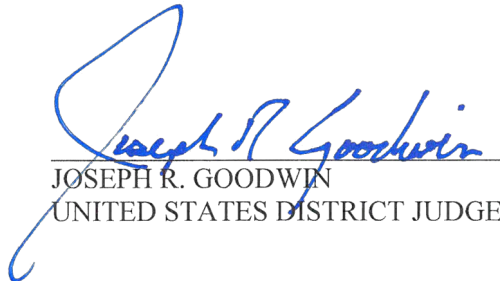
Accordingly, pursuant to 28 U.S.C. § 1404(a), it is **ORDERED** that on **January 23, 2020** (14 days after the entry of the order) (hereinafter the “Transfer Date”) the cases identified on Exhibit A that are *still pending* shall be transferred to the United States District Courts identified on Exhibit A. On or before **January 22, 2020** (13 days after the date of entry of the order), the parties are **ORDERED** to confer and to file in each individual member case identified in Exhibit A, all documents from the main MDL that the parties jointly deem relevant to constitute an appropriate record for the receiving court to consider. When filing the documents from the main MDL, the parties are directed to use the CM/ECF event entitled “Designation of Record for MDL Transfers” (available under Civil > Other Filings > Other Documents). When completing the event, the “Main Document” should be the list of joint designations from the main MDL, and the “Attachments” should be each individual document on the joint designation list with the “Description” being the ECF number and a brief description of the document (i.e. ECF 96 – Joint Stipulation of Experts). All cases on Exhibit A that are pending on the Transfer Date shall be transferred, and the parties shall bear the consequences in the receiving court of any failure to prepare an appropriate record as directed in this order. The parties and the receiving court are advised that all Pretrial Orders entered in this matter are available for review on the court’s website at www.wvsc.uscourts.gov/MDL/2327/orders.html and the master docket sheet can be found on this court’s CM/ECF at 2:12-md-2327. *Finally, the court advises the parties that while the docket of the individual case will transfer to the receiving court, it is the parties’ responsibility to follow the receiving court’s procedure for identifying any individual motions that remain pending and in need of ruling.*

On the Transfer Date, the Clerk is hereby **DIRECTED** to use the appropriate function in CM/ECF to extract each member case listed on Exhibit A that remains pending and transfer it to

the corresponding United States District Court listed on Exhibit A. After transfer of each member case listed in Exhibit A that is not dismissed prior to the Transfer Date, the Clerk is **DIRECTED** to formally close the case and strike it from the docket of this court.

The court further **DIRECTS** that a copy of this order and Exhibit A be filed in every case listed on Exhibit A and sent to counsel of record or any unrepresented party for the cases listed on Exhibit A.

ENTER: January 9, 2020



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE

EXHIBIT A

	Civil Action No.	Case Style	Transfer Court
1	2:13-cv-25266	Caughill et al v. Ethicon, Inc. et al	New York WD
2	2:13-cv-25272	Casperson et al v. Ethicon, Inc. et al	Washington WD
3	2:13-cv-25625	Estrada et al v. Ethicon, Inc. et al	Texas SD
4	2:13-cv-27185	Hales v. Ethicon, Inc. et al	Oklahoma WD
5	2:13-cv-27542	Hoke v. Ethicon, Inc. et al	Pennsylvania MD
6	2:13-cv-27605	Smith v. Ethicon, Inc. et al	North Carolina WD
7	2:13-cv-28793	Johnson et al v. Ethicon, Inc. et al	Illinois SD
8	2:13-cv-28794	Kingsbury et al v. Ethicon, Inc. et al	Texas WD
9	2:13-cv-29042	Stewart v. Ethicon, Inc. et al	Arkansas WD
10	2:13-cv-29509	Lalumiere et al v. Ethicon, Inc. et al	Georgia, ND
11	2:13-cv-29512	Leder v. Ethicon, Inc. et al	Georgia MD
12	2:13-cv-29781	May et al v. Ethicon, Inc. et al	Georgia ND
13	2:13-cv-29782	Harris et al v. Ethicon, Inc. et al	Texas, WD
14	2:13-cv-30195	Long v. Ethicon, Inc. et al	Tennessee ED
15	2:13-cv-30600	Sanchez v. Ethicon, Inc. et al	Colorado
16	2:13-cv-30754	Loague et al v. Ethicon, Inc. et al	Montana
17	2:13-cv-31006	Heinrich et al v. Ethicon, Inc. et al	Nevada
18	2:13-cv-31271	Morrow et al v. Ethicon, Inc. et al	Washington WD
19	2:13-cv-31812	O'Malley et al v. Ethicon, Inc. et al	Arizona
20	2:13-cv-31821	Norby et al v. Ethicon, Inc. et al	Georgia ND
21	2:13-cv-31941	Cartner et al v. Ethicon, Inc. et al	North Carolina MD
22	2:13-cv-32954	Lyons v. Ethicon, Inc. et al	Minnesota
23	2:14-cv-00058	Silvia v. Ethicon, Inc. et al	Massachusetts
24	2:14-cv-00060	Shrive et al v. Ethicon, Inc. et al	Pennsylvania MD
25	2:14-cv-00064	Searl v. Ethicon, Inc. et al	Ohio SD
26	2:14-cv-01045	Gutierrez et al v. Ethicon, Inc. et al	Texas WD
27	2:14-cv-01378	Smith et al v. Ethicon, Inc. et al	California ED
28	2:14-cv-01381	Thibodeaux-Billodeaux et al v. Ethicon, Inc. et al	Louisiana WD
29	2:14-cv-01382	Thompson v. Ethicon, Inc. et al	California ED
30	2:14-cv-01385	Walker v. Ethicon, Inc. et al	Georgia MD
31	2:14-cv-01388	Wildfong et al v. Ethicon, Inc. et al	Tennessee MD
32	2:14-cv-02536	Thomas v. Ethicon, Inc. et al	Louisiana ED
33	2:14-cv-09559	Smith v. Ethicon, Inc. et al	Kentucky ED
34	2:14-cv-10191	Krause et al v. Ethicon, Inc. et al	Wisconsin ED
35	2:14-cv-10298	Vincent et al v. Ethicon, Inc. et al	South Carolina
36	2:14-cv-11689	Dunlap et al v. Ethicon, Inc. et al	Illinois CD
37	2:14-cv-12626	Powers v. Ethicon, Inc. et al	Texas ND
38	2:14-cv-13055	Collins v. Ethicon, Inc. et al	Arkansas ED

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	Civil Action No.	Case Style	Transfer Court
39	2:14-cv-13328	Ford v. Ethicon, Inc. et al	Louisiana WD
40	2:14-cv-14182	Akins et al v. Ethicon, Inc. et al	Alabama ND
41	2:14-cv-14441	Heide v. Ethicon, Inc. et al	Ohio ND
42	2:14-cv-16802	Emerick et al v. Ethicon, Inc. et al	Tennessee WD
43	2:14-cv-16852	Cotton et al v. Ethicon, Inc. et al	Indiana ND
44	2:14-cv-17089	Phillips et al v. Ethicon, Inc. et al	Louisiana ED
45	2:14-cv-17153	Casteel v. Ethicon, Inc. et al	Tennessee ED
46	2:14-cv-17169	Avery v. Ethicon, Inc. et al	New York SD
47	2:14-cv-18264	Aldridge et al v. Ethicon, Inc. et al	Alabama SD
48	2:14-cv-19117	Warner et al v. Ethicon, Inc. et al	Wisconsin WD
49	2:14-cv-20060	Fontaine v. Ethicon, Inc. et al	Rhode Island
50	2:14-cv-20233	Injasoulia v. Ethicon, Inc. et al	Alaska
51	2:14-cv-23112	Lord et al v. Ethicon, Inc. et al	Michigan ED
52	2:14-cv-23300	Murphy v. Ethicon, Inc. et al	Wisconsin WD
53	2:14-cv-23512	Jackson et al v. Ethicon, Inc. et al	Arkansas WD
54	2:14-cv-24222	Swavely v. Ethicon, Inc. et al	Tennessee WD
55	2:14-cv-24289	Burke v. Ethicon, Inc. et al	Texas SD
56	2:14-cv-25030	Poling v. Ethicon, Inc. et al	Texas WD
57	2:14-cv-25113	Newbauer v. Ethicon, Inc. et al	Ohio SD
58	2:14-cv-26096	Hejduk et al v. Ethicon, Inc. et al	Florida MD
59	2:14-cv-26340	Hull v. Ethicon, Inc. et al	Indiana SD